

MESSAGE NO: 3080302

MESSAGE DATE: 03/21/2013

MESSAGE STATUS: Active

CATEGORY: Countervailing

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): C-570-968

EFFECTIVE DATE: 09/07/2010

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Countervailing duty (CVD) duty scope determination on aluminum extrusions from the People's Republic of China (PRC) C-570-968.

Notice of the lifting of suspension occurred on the message date of this instructions. See paragraph 5 below.

1. On March 14, 2013, in response to a request by Tesla Wall Systems the Department of Commerce (Commerce) issued a final scope determination that aluminum extrusions manufactured in Thailand (or other non-PRC countries) which are shipped to the PRC and assembled with other materials to form curtain wall units and components of curtain walls in the PRC, are not within the scope of the CVD order on aluminum extrusions from the PRC (C-570-968).
2. Commerce determined that these products were not of PRC origin and were not covered by the orders.
3. Effective 09/07/2010, CBP shall terminate suspension and liquidate all unliquidated entries of aluminum extrusions manufactured in Thailand (or other non-PRC countries) which are shipped to the PRC and assembled with other materials to form curtain wall units and components of curtain walls in the PRC, that are not within the scope described above which are entered, or withdrawn from warehouse, for consumption.
4. Refund any cash deposits and release any bonds relating to entries of aluminum extrusions manufactured in Thailand (or other non-PRC countries) which are shipped to the PRC and assembled with other materials to form curtain wall units and components of curtain walls in the PRC, that are not within the scope as described above.
5. These instructions constitute notice of the lifting of suspension of liquidation of entries of aluminum extrusions manufactured in Thailand (or other non-PRC countries) which are shipped to the PRC and assembled with other materials to form curtain wall units and components of curtain walls in the PRC, entered, or withdrawn from warehouse, for consumption on or after 09/07/2010.

6. The assessment of CVD duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated CVD duties. The interest provisions are not applicable to cash or bonds posted as estimated CVD duties before the date of publication of the CVD duty order. Interest shall be calculated from the date payment of estimated CVD duties are required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for all other shipments of aluminum extrusions from the PRC not covered by paragraph 1 above, you shall continue to collect cash deposits of estimated CVD duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O8: JT).

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party